



# ILLINOIS COMMERCE COMMISSION

May 7, 2003

State of Illinois, Department of Transportation,  
Petitioner,

V.

Chicago, Central & Pacific Railroad Company, (CC&P) and Village of  
Villa Park,  
Respondents.

T03-0040

Petition to increase the amount of minimum pre-emption time provided by  
Chicago, Central & Pacific Railroad Co. to the Department for the traffic  
signal preemption sequence at the IL 64 and Addison Avenue at-grade  
crossings of the Chicago, Central & Pacific Railroad Co. main line track in  
the Village of Villa Park (Village); and to relocate and supplement the  
existing railroad warning devices at the IL 64 and Addison Avenue at-  
grade crossings.

Ms. Stacey C. Hollo  
Illinois Department of Transportation  
2300 S. Dirksen Parkway  
Springfield, IL 62764

Dear Ms. Hollo:

Receipt is acknowledged of the original and three (3) copies of the Petition filed May 6,  
2003 in the above matter.

Processing and Information Section

kl

cc: Mr. James Easterly, IDOT  
Mr. Michael J. Barron, CCP  
Village of Villa Park, President/Clerk

ORIGINAL

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

RECEIVED  
MAY 6 2003

Illinois Commerce Commission  
RAIL SAFETY SECTION

State of Illinois )  
Department of Transportation, )  
Petitioner, )

v. )

Chicago, Central & Pacific Railroad Company, )  
(CC&P) and )  
Village of Villa Park, )

Respondents. )

Docket No. 703-2040

Petition to increase the amount of minimum pre-emption time provided by Chicago, Central & Pacific Railroad Co. to the Department for the traffic signal preemption sequence at the IL 64 and Addison Avenue at-grade crossings of the Chicago, Central & Pacific Railroad Co. main line track in the Village of Villa Park (Village); and to relocate and supplement the existing railroad warning devices at the IL 64 and Addison Avenue at-grade crossings. )

PETITION

Petitioner, State of Illinois, Department of Transportation ("Department"), by its attorney Lisa Madigan, Attorney General, files its Petition and in support therefore states as follows:

1. That the Chicago, Central & Pacific Railroad Company whose address is 455 North Cityfront Plaza Drive, Chicago, IL 60611-5317 is a rail carrier operating its lines of railroad in the State of Illinois including a single main line track passing through the Village of Villa Park, Illinois.
2. That within the Village of Villa Park ("Village"), IL 64 is a public street under the jurisdiction of the Department, which crosses the aforesaid lines of railroad at-grade. Said crossing is identified as DOT/FRA 289-861D.
3. That within the Village, Addison Avenue is a public street under the jurisdiction of the Village, which crosses the aforesaid lines of railroad at-grade. Said crossing is identified as DOT/FRA 289-860W.
4. That approximately two hundred twenty-nine feet (229) east of the IL 64 at-grade crossing and approximately one hundred feet (100) north of the Addison Avenue at-grade crossing the two roads intersect creating a triangular configuration. (A

DOCKETED

MAY 7 2003

schematic drawing illustrating the existing geometrics of said location is attached hereto as Exhibit 1).

5. That IL 64 is under the jurisdiction of the Department, and that all highway traffic control devices governing the flow of traffic along IL 64 and the flow of traffic to and from Addison Avenue are under Department jurisdiction.
6. That the IL 64 and Addison Avenue at-grade crossings of the aforesaid line of railroad are protected by automatic flashing lights and gates.
7. That the operation of the automatic flashing lights and gates at the Addison Avenue at-grade crossing are interconnected with the operation of the traffic control devices at the IL 64 and Addison Avenue intersection.
8. That pursuant to the Illinois Commerce Commission Order entered in Docket No. T99-0030, as amended, the minimum preemption time provided by the Chicago, Central & Pacific Railroad to the Department for the traffic signal preemption sequence at the Addison Avenue at-grade crossing is 50 seconds.
9. That pursuant to the Illinois Commerce Commission Order entered in Docket No. T99-0030, as amended, the minimum preemption time provided by the Chicago, Central & Pacific Railroad to the Department for the traffic signal preemption sequence at the IL 64 at-grade crossing is 50 seconds.
10. That pursuant to the Illinois Commerce Commission Order entered in Docket No. T99-0030, the railroad warning gates at the IL 64 and Addison Avenue at-grade crossings are tied together so that they simultaneously lower and raise.
11. That subsequent to the above-referenced Order (T99-0030), the Department initiated a roadway project to improve the intersection of IL 64 and Addison Road ("Roadway Improvement Project") which entails widening and resurfacing both highways to facilitate additional traffic lanes and modernizing the traffic control signals at the intersection.
12. That the Department and CC&P executed an Agreement for the IL 64 and Addison Road improvement project on November 8, 2002. (A copy of said Agreement is attached hereto and marked as Exhibit 2 for the Commission's review).
13. As a result of the Roadway Improvement Project, it is in the interest of public safety that the minimum simultaneous preemption time provided by the CC&P to the Department for the traffic signal preemption sequence at the IL 64 at-grade crossing be increased to 56 seconds based on the proposed traffic signal timing sequence delineated in the attached table marked Exhibit 3. (The methodology utilized by the Department to arrive at the proposed minimum preemption time is delineated in the document attached hereto and marked as Exhibit 4).
14. As a result of the Roadway Improvement Project, it is in the interest of public safety that the minimum simultaneous preemption time provided by the CC&P to the Department for the traffic signal preemption sequence at the Addison Avenue at-grade crossing be increased to 56 seconds based on the proposed traffic signal

timing sequence delineated in the attached table marked Exhibit 3. (The methodology utilized by the Department to arrive at the proposed minimum preemption time is delineated in the document attached hereto and marked as Exhibit 4).

15. As a result of the Roadway Improvement Project and in order to further promote public safety in the vicinity of the IL 64 and Addison Avenue intersection, the Department proposes the existing railroad warning devices at the Addison Avenue at-grade crossing be relocated, modified and supplemented as depicted in the Agreement. The Department further proposes to install its traffic signal heads for northbound traffic traversing Addison Avenue on the relocated railroad cantilever as depicted in said Agreement and further in the layout plans which are attached hereto and marked as Exhibit 5.
16. That the Illinois Commerce Commission has jurisdiction to approve and order that requested changes pursuant to the Illinois Commercial Transportation Law (625 ILCS 5/18c-7401) and the Illinois Administrative Code (92 Ill. Adm. Code 1535 et seq.).

NOW THEREFORE, Petitioner, Illinois Department of Transportation, prays that the Illinois Commerce Commission, in accordance with its authority the following:

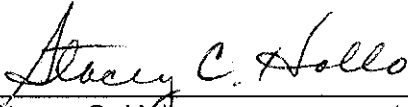
- A) Finds that the Agreement entered into between the Department and CC&P (Exhibit 2) sets out the division of work, expenses and future maintenance pertaining to the proposed relocation of railroad warning devices, installation of highway traffic signal heads and modification to the railroad-traffic signal interconnection system in a fair and reasonable manner, and furthermore accepts the terms of the Agreement, and incorporates same into its Order by reference;
- B) Finds that the relief, as set out in the Petition, is warranted and authorized to promote public safety;
- C) Orders the railroad cantilever for the IL 64 at-grade crossing be relocated as proposed by the Department;
- D) Orders the railroad cantilever for the Addison Avenue at-grade crossing be relocated as proposed by the Department;
- E) Orders the Department to install its traffic signal heads for the northbound approach of Addison Avenue on the railroad cantilever as proposed by the Department;
- F) Orders the simultaneous minimum preemption time provided by CC&P at the IL 64 at-grade crossing to the Department for the traffic signal preemption sequence at the IL 64 and Addison Intersection, be increased to 56 seconds;
- G) Orders the simultaneous minimum preemption time provided by CC&P at the Addison Avenue at-grade crossing to the Department for the traffic signal

preemption sequence at the Addison Intersection, be increased to 56 seconds; and

H) Orders no hearing be deemed necessary in this regard.

Respectfully submitted,  
ILLINOIS DEPARTMENT OF TRANSPORTATION

By: Lisa Madigan  
Attorney General

  
\_\_\_\_\_  
Stacey C. Hollo      *CH*  
Special Attorney General

Dated May 2, 2003

Illinois Department of Transportation  
2300 South Dirksen Parkway, Room 311  
Springfield, Illinois 62764  
Telephone (217)782-3215

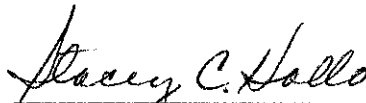
STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

State of Illinois	)	
Department of Transportation,	)	
Petitioner,	)	
	)	
v.	)	
	)	
Chicago, Central & Pacific Railroad Company,	)	Docket No.
(CC&P) and	)	
Village of Villa Park,	)	
	)	
Respondents.	)	
	)	
Petition to increase the amount of minimum preemption time	)	
provided by Chicago, Central & Pacific Railroad Co. to the	)	
Department for the traffic signal preemption sequence at the	)	
IL 64 and Addison Avenue at-grade crossings of the Chicago,	)	
Central & Pacific Railroad Co. main line track in the Village of	)	
Villa Park (Village); and to relocate and supplement the existing	)	
railroad warning devices at the IL 64 and Addison Avenue at-	)	
grade crossings.	)	

**NOTICE OF FILING**

TO: Mr. Michael J. Barron, Counsel  
Connie McCrum, Village Clerk  
Rae Rupp-Srch, President

PLEASE TAKE NOTICE that I have this 2nd day of May, 2003, forwarded to Mr. Dave Lazarides, Director of Processing, Transportation Division, of the Illinois Commerce Commission, Springfield, Illinois, for filing in the above matter, a Petition, a copy of which is attached hereto and hereby served upon you.



Stacey C. Hollo  
Special Assistant Attorney General  
2300 South Dirksen Parkway  
Room 311  
Springfield, Illinois 62764  
(217) 782-3215

Counsel for the Illinois  
Department of Transportation

## PROOF OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served upon the addressees listed below by mailing a true and correct copy via first class mail, postage pre-paid and depositing the same in the United States Mail, Springfield, Illinois, this 2<sup>nd</sup> day of May, 2003:

  
\_\_\_\_\_

Mr. Michael J. Barron, Counsel  
Chicago, Central & Pacific Railroad Company  
455 North Cityfront Plaza Drive, 20th Floor  
Chicago, IL 60611

Connie McCrum  
Village Clerk  
20 South Ardmore Avenue  
Villa Park, IL 60181

Rae Rupp-Srch  
Village President  
20 South Ardmore Avenue  
Villa Park, IL 60181

**PLEASE SEE**

**FORMAL FILE**

**FOR EXHIBITS**